

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20060383

1. ACTION REQUESTED/PURPOSE: Approve negotiated settlement in Lee County v. Ascot Preserve, LLC, Case No. 05CA-4324.

2. WHAT ACTION ACCOMPLISHES: Resolves all claims of compensation for the condemnation of Parcels 92 and 93.

3. MANAGEMENT RECOMMENDATION: Approve settlement.

4. Departmental Category: 12 - A 12 B		5. Meeting Date: 04-04-2006
6. Agenda: <input type="checkbox"/> Consent <input checked="" type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	7. Requirement/Purpose: (specify)	
	<input type="checkbox"/> Statute	
	<input type="checkbox"/> Ordinance	
	<input type="checkbox"/> Admin. Code	
	<input checked="" type="checkbox"/> Other	
		8. Request Initiated: Commissioner _____ Department _____ County Attorney Division _____ Litigation By: <u>John J. Renner</u> Chief Assistant County Attorney

9. Background: Lee County condemned 49,851 sq. ft. from Ascot Preserve, LLC's 60 acre vacant property on the west side of Bass Road, south of Gladiolus for the Gladiolus Drive Project. The date of value is December 21, 2005. Lee County's initial appraised value was \$373,890.00 (\$7.50 per sq. ft.). The property went to contract in January of 2006 and sold in February of 2006 for \$8.96 per sq. ft. A settlement of \$430,000.00 (\$8.62 per sq. ft.) plus attorney fees of \$50,000 based upon Section 73.092, Fla. Stat. is recommended.

Funds available in string account no.: 20408330700.506110

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
				<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

CO. ATTY.
 FORWARDED
 TO CO. ADMIN.
 3/23/06

RECEIVED BY
 COUNTY ADMIN: *[Signature]*
 3-22-06
 343
 COUNTY ADMIN
 FORWARDED TO: *[Signature]*
 3/23/06
[Signature]